

MAR 02 2006

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PATENT, TRADEMARK, COPYRIGHT
AND UNFAIR COMPETITION LAW
AND RELATED LITIGATION

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March 2, 2006

FACSIMILE COVER SHEET

To: Examiner Joseph D. Manoskey
Art Unit 2113
Mail Stop AMENDMENT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22213-1450

From: Douglas A. Scholer
Reg. No. 52,197

Re: U.S. Patent Application
Serial No. 09/932,140
Filed: August 17, 2001
Applicant: Brian Eric Bakke et al.
Art Unit: 2113
Confirmation No.: 5139
Our Ref: IBM/178

Fax: 571-273-8300

Pages: 12 (including cover sheet)

Enclosures:
Fax Cover Sheet containing Certificate of
Facsimile Transmission (1 page)
Transmittal containing Certificate of Facsimile
Transmission (2 pages)
Amendment and Response (9 pages)

MESSAGE/COMMENTS
OFFICIAL

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this correspondence and the enclosures noted herein (12 total pages, including cover sheet) are being transmitted via facsimile transmission to Examiner Joseph D. Manoskey, Art Unit 2113, Mail Stop AMENDMENT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22213-1450 at 571-273-8300 on March 2, 2006.

Judith L. Volk
Judith L. Volk

March 2, 2006
Date

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PATENT

Att'y Docket No. IBM/178/124
Confirmation No. 5139

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this correspondence and the enclosures noted herein (12 total pages, including cover sheet) are being transmitted via facsimile transmission to Examiner Joseph D. Manoskey, Mail Stop AMENDMENT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 at 571-273-8300 on March 2, 2006.

Judith L. Volk
Judith L. Volk

March 2, 2006
Date

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MAR 02 2006

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Brian Eric Bakke et al.
Serial No.: 09/932,140
Filed : August 17, 2001
For : METHOD AND APPARATUS FOR PROVIDING REDUNDANT ACCESS TO
A SHARED RESOURCE WITH A SHAREABLE SPARE ADAPTER

Art Unit: 2113
Examiner: Joseph D. Manoskey

Mail Stop AMENDMENT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

AMENDMENT TRANSMITTAL

1. ☒ Transmitted herewith is an Amendment and Response.
2. ☐ Small Entity status of this application under 37 CFR 1.9 and 1.27 has been established by a verified statement previously submitted.
- ☐ Enclosed is a verified statement to establish Small Entity status
- ☒ Other than a Small Entity
3. The fee has been calculated as shown below:

CALCULATION OF FEES

Fee:	Number of Claims After Amendment:		Previously Paid For:	No. Extra:		At Rate: Amount:
Total Claims	29	minus	30	0	\$50	\$0.00
Independent Claims	3	minus	3	0	\$200	\$0.00
MULTIPLE DEPENDENT CLAIM FEE					\$360	\$0.00
TOTAL FEE FOR CLAIMS:						\$0.00

- ☒ No additional fee for claims is required.

Page 1 of 2
Serial No. 09/932,140
Transmittal for Amendment of March 2, 2006
IBM Docket: ROC920000284051
WH&E IBM/178
E:\work\IBM\Amendment\Transmitted re 12-3-02 QAL.mpd

4. ☐ Attached is a check in the sum of \$_____ for additional claims.
☐ Please charge my Deposit Account No. 23-3000 in the amount of \$_____.
5. The proceedings herein are for a patent application and the provisions of 37 CFR 1.136 apply. Complete (a) or (b) as applicable.

- ☐ (a) Applicant petitions for an extension of time under 37 CFR 1.136 for the total number of months checked below:

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	Ext. Mos.	Large entity	Small entity
<input type="checkbox"/>	one month	\$ 120.00	\$ 60.00
<input type="checkbox"/>	two months	\$ 450.00	\$ 225.00
<input type="checkbox"/>	three months	\$1,020.00	\$ 510.00
<input type="checkbox"/>	four months	\$1,590.00	\$ 795.00
<input type="checkbox"/>	five months	\$2,160.00	\$1,080.00

Extension fee due with this request: \$_____

Method of Payment:

Check enclosed in the amount of \$_____

If an additional extension of time is required, please consider this a petition therefor.

(Check and complete the next item, if applicable)

- ☐ An extension for _____ months has already been secured and the fee paid thereof of \$_____ is deducted from the total fee due for the total months of extension now requested. Extension fee due with this request \$_____.

OR


- ☒ (b) Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

6. ☒ If any additional fee for claims or extension of time is required, charge Account No. 23-3000.

Respectfully submitted,

WOOD, HERRON & EVANS, L.L.P.

By:


Douglas A. Scholer
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Page 2 of 2
Serial No. 09/932,140
Transmitted for Amendment of March 2, 2006
IBM Docket: ROC920000284US1
WH&H IBM/178
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IBM/178
Confirmation No. 5139

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Brian Eric Bakke et al.

Art Unit: 2113

Serial No.: 09/932,140

Examiner: Joseph D. Manoskey

Filed: August 17, 2001

Atty. Docket No.: IBM/178

For: METHOD AND APPARATUS FOR PROVIDING REDUNDANT
ACCESS TO A SHARED RESOURCE WITH A SHAREABLE SPARE
ADAPTERAMENDMENT AND RESPONSEMail Stop AMENDMENT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In reply to the Office Action dated December 2, 2005, please amend the above-identified application as follows:

Amendments to the Claims are reflected in the listing of claims that begins on page 2 of this paper.

Remarks begin on page 6 of this paper.

Page 1 of 9
Serial No. 09/932,140
Amendment and Response dated March 2, 2006
Reply to Office Action of December 2, 2005
IBM Docket EOC920000284US1
WHERE IBM/178
K:\ibm\178\Amendment and Response re 12-2-05 OA.wpd